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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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DEC 15 2017

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
DeAndrea G. Benjamin, Family Court Judge

Trial Court Case No. 2001-CP-40-04203
Appellate Case No. 2014-001826

Edwin M. Smith, Jr.,

Appellant,

v.

David Fedor,

Respondent,

MOTION FOR EXTENSION OF TIME

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, Respondent, David Fedor, by counsel, respectfully moves for a 20-day extension of the deadline for serving and filing a Return to the Petition for Rehearing En Banc filed by Appellant, Edwin M. Smith, Jr., and in support of this motion states as follows:

The Court of Appeals issued a decision in this case on November 22, 2017, affirming the order of the lower court. On December 5, 2017, Appellant served on Respondent a Petition for Rehearing En Banc. Accordingly, Respondent's Return is due to be served and filed by December 15, 2017.

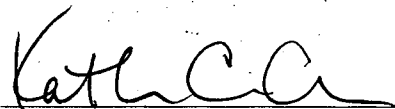


Counsel for Respondent has missed a significant amount of time during the period since the filing of the Court's decision, due to the illness and death of a member of her immediate family member. When she has been capable of working, she has had to address other cases and appellate filings that were already pending, including meeting deadlines where orders have stated no further extensions would be granted absent extraordinary circumstances. Due to these other case commitments and the recent circumstances in counsel's personal life that have prevented her working on the Return in this case, counsel will be unable to meet the December 15 deadline for the Return.

For these reasons, counsel respectfully requests a 20-day extension of the current deadline, to January 4, 2018. Counsel is requesting 20 days due to other case commitments in the coming weeks and the intervening Court and office closings for holidays. This request is not made for purposes of delay, but due to genuine scheduling issues, and will not result in any prejudice to Appellant.

Wherefore, Respondent's counsel respectfully moves this Court for an extension of the deadline for Respondent's Return to the Petition for Rehearing En Banc, to January 4, 2018.

Respectfully submitted,



Katherine Carruth Goode
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South Carolina Bar number 008951
Attorney for Respondent

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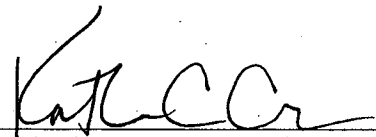
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Respondent,

PROOF OF SERVICE

I hereby certify that I have served a copy of the Motion for Extension of Time upon Appellant, by mail to Appellant's counsel, William M. Hogan and James R. Gilreath, The Gilreath Law Firm, P.A., P.O. Box 2147, Greenville, South Carolina 29602, on December 15, 2017.



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